

### **Amendments to the Specification**

Please replace on page 6 the paragraph beginning on line 5 with the following paragraph:

(Currently amended): -- In further aspects of the inventive subject matter, the head portion need not be limited to a racquet ball, and numerous alternative head portions are considered suitable for use herein. For example, contemplated head portions include balls other than a racquet ball, and particularly preferred balls are those that are elastic (*i.e.*, manually deformable using reasonable force (*e.g.*, squash balls, tennis balls, etc)). Further contemplated head portions include one or more magnets, at least a portion of a hook-and-loop fastener, a liquid retainer (L, 114 in Figure 1), a sound producer (S, 116 in Figure 1), etc. Thus, suitable head portions may also be characterized by their function and/or appearance, and particularly contemplated functions include various signal producing functions (*e.g.*, optical or acoustical signal), retaining functions (*e.g.*, magnetic, hook-and-loop, low-tack glue, etc.), and transporting functions (*e.g.*, optionally colored fluid, parachute, etc.). Especially contemplated appearances include depictions or models of airplanes, rockets, and other flying objects (identified and otherwise), pilots, or any object commonly found in daily life. Of course, it should be recognized that the appearances listed above may be combined with contemplated functions. In still further preferred aspects of the inventive subject matter, it should be recognized that the center of gravity of the head portion, and even more preferably the entire head portion, may be in a position that does not coincide with the axis of the spiral (*i.e.*, the imaginary line centered in the spiral and longitudinally extending therethrough) of the spiral shaped tail to achieve a wiggling motion of the head, while the center of gravity of the head portion may also be in line with the axis of the spiral to reduce a wiggling motion of the head while providing wiggling of the tail. --

Please replace on page 8 the paragraph beginning on line 1 with the following paragraph:

(Currently amended): --Therefore a kit may include a flying toy that includes a head portion that is fixedly coupled to a spiral-shaped tail, wherein the spiral-shaped tail comprises a material that maintains a spiral shape of the tail during flight, and wherein the spiral-shaped tail has a configuration other than a screw that is effective to impart rotation of the tail about the longitudinal axis during flight, and an instruction (I, 150 in Figure 1) to a user to propel (manually, or with a launcher) the flying toy into the air. With respect to the head portion and the

spiral-shaped tail, the same considerations as provided above apply. It should be appreciated that instructions may be given in numerous manner, and especially contemplated manners include providing the instruction on the package, on a flyer associated with the toy, on the toy itself, or in a commercial advertisement (*e.g.*, poster at sales event, audio, TV, Internet, etc.).--